

Senate Bill S7173B

SIGNED BY GOVERNOR

2013-2014 Legislative Session

Relates to fees charged by employment agencies

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BILL AMENDMENTS

B (ACTIVE)



S7173B (ACTIVE) - DETAILS

See Assembly Version of this Bill:

A9396 (/Legislation/Bills/2013/A9396/Amendment/B)

Law Section:

General Business Law

Laws Affected:

Amd §185, Gen Bus L

S7173B (ACTIVE) - SUMMARY

Relates to the fees charged by a theatrical employment agency; prohibits the charging of a fee if the theatrical employment agency is not licensed.

S7173B (ACTIVE) - SPONSOR MEMO

BILL NUMBER: S7173B

TITLE OF BILL: An act to amend the general business law, in relation to fees charged by employment agencies

PURPOSE:

This bill would protect performing artists, as well as others seeking employment, from unlicensed employment agents by prohibiting unlicensed agents from collecting fees.

SUMMARY OF PROVISIONS:

Section one of the bill amends General Business Law (GBL) section 185 by adding a new subdivision 10 which provides that no fee may be charged or collected by an unlicensed employment agency, and that in any action to collect a fee, an agreement or contract with an unlicensed employment agency will be void at the defendant's option. GBL section 172 requires employment agencies, which include theatrical employment agencies, to be licensed. This legislation would provide an additional enforcement mechanism for that requirement, by prohibiting unlicensed agents from charging or collecting fees.

The A-print achieved the same broad goal as the original bill, but did so by adding a new subdivision 10 that applies to all employment agencies, rather than amending subdivision 8, which applies only to

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S7173B (ACTIVE) - BILL TEXT

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S T A T E O F N E W Y O R K

7173--B

I N S E N A T E

May 1, 2014

Introduced by Sen. LANZA -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to fees charged by employment agencies

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 185 of the general business law is amended by adding a new subdivision 10 to read as follows:

10. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, NO FEE MAY BE CHARGED OR COLLECTED BY AN EMPLOYMENT AGENCY NOT LICENSED PURSUANT TO SECTION ONE HUNDRED SEVENTY-TWO OF THIS ARTICLE. ANY AGREEMENT OR CONTRACT WITH AN UNLICENSED EMPLOYMENT AGENCY SHALL RENDER THE AGREEMENT OR CONTRACT VOID IN ANY ACTION TO COLLECT A FEE, AT THE OPTION OF THE DEFENDANT TO SUCH ACTION.

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [] is old law to be omitted.

LBD14827-05-4

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